

RESOLUTION NO. 81- 36

BEFORE THE CITY COUNCIL OF THE CITY OF
LODI, CALIFORNIA

TURNER ROAD AND CLUFF AVENUE ASSESSMENT DISTRICT NO. 1

A RESOLUTION DETERMINING COMPLIANCE WITH DIVISION
4 OF THE STREETS AND HIGHWAYS CODE, AND DETERMINING
TO UNDERTAKE PROCEEDINGS PURSUANT TO SPECIAL
ASSESSMENT AND ASSESSMENT BOND ACTS FOR THE
ACQUISITION AND/OR CONSTRUCTION OF IMPROVEMENTS
WITHOUT FURTHER PROCEEDINGS UNDER SAID DIVISION
4 OF THE STREETS AND HIGHWAYS CODE

RESOLVED, by the City Council of the City of Lodi,
California, that

WHEREAS, all of the owners of more than 60% in area of
the property subject to assessment therefor have signed and filed
with the City Clerk of this City a written petition for undertaking
proceedings pursuant to special assessment and assessment bond acts,
and to assess the costs thereof upon the properties benefited by
said improvements, and waiving proceedings under Division 4 of the
Streets and Highways Code, for the acquisition and/or construction
of improvements hereinafter more particularly described;

WHEREAS, the costs and expenses of said contemplated improve-
ments will be assessed upon the district benefited thereby, the
exterior boundaries of which are the coterminous exterior boundaries
of the composite and consolidated areas as more particularly shown
on a map thereof on file in the office of the City Clerk, to which
reference is hereby made for further particulars. Said map indicates
by a boundary line the extent of the territory included in the proposed
district and shall govern for all details as to the extent of the
assessment district;

WHEREAS, said acquisitions and/or improvements are more particularly described as follows:

(a) The improvement of the following streets by clearing and grading as required, and the construction therein of: Portland cement concrete curbs, gutters, sidewalks and driveway aprons; asphalt concrete paving with aggregate base; sanitary sewer facilities; domestic water mains with firehydrants, valves and services; storm drainage facilities; street lights; street signs; barricades; and all necessary appurtenances to any of the above, to wit:

- (1) Turner Road from the easterly terminus of the existing Turner Road easterly to a point approximately 700 feet east of the intersection with Cluff Avenue;
- (2) Cluff Avenue from its intersection with Turner Road southerly to its intersection with Lockeford Street.

(b) Removal of excess material and compaction of fill in areas where excess material has been removed, the compaction of land, and change of grade or contours, all suitable for the purpose of the stabilization of soils within the District and/or to eliminate any disparity in level or size between the improvements and private property;

(c) The doing of all work auxiliary to any of the above and necessary to complete the same;

(d) The acquisition of all lands and easements necessary for any of said work and improvements.

WHEREAS, the public interest, convenience and necessity will be served by the taking of said proceedings;

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED AND ORDERED that all of the owners of more than 60% in area of the property subject to assessment for said proposed improvements have filed with the City Clerk of this City a written petition for the acquisition and/or construction of said improvements pursuant to appropriate special assessment and assessment bond acts, without further compliance with the provisions of Division 4 of the Streets and Highways Code of the State of California.

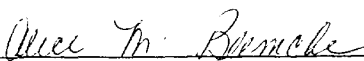
IT IS FURTHER FOUND, DETERMINED AND ORDERED that said proceedings for the acquisition and/or construction of said improvements shall be had pursuant to the Municipal Improvement Act of 1913, and that bonds upon the unpaid assessments thereof shall be issued pursuant to the Improvement Bond Act of 1915, and that the applicable provisions of Part 11.1 of said Act, providing an alternative procedure for the advance payment of assessments and the calling of bonds, shall apply.

IT IS FURTHER FOUND, DETERMINED AND ORDERED that the provision of Division 4 of the Streets and Highways Code of the State of California, be, and they are hereby, dispensed with.

DATED: April 15, 1981.

I, ALICE M. REIMCHE, City Clerk of the City of Lodi, do hereby certify that Resolution No. 81- 36 was passed and adopted at a regular meeting of the City Council of the City of Lodi, held April 15, 1981, by the following vote:

AYES:	Councilmen - Murphy, Hughes, Pinkerton, Katnich and McCarty
NOES:	Councilmen - None
ABSENT:	Councilmen - None
ABSTENTIONS:	Councilmen - None



ALICE M. REIMCHE
City Clerk